

Senate Bill No. 1232

CHAPTER 133

An act to amend Section 2135.5 of the Business and Professions Code, relating to physicians and surgeons.

[Approved by Governor August 21, 2006. Filed with
Secretary of State August 21, 2006.]

LEGISLATIVE COUNSEL'S DIGEST

SB 1232, Runner. Division of Licensing: out-of-state physicians and surgeons.

Existing law, the Medical Practice Act, establishes the requirements for issuance of a physician and surgeon's certificate by the Division of Licensing of the Medical Board of California. Under existing law, the Division of Licensing may determine that an applicant who holds an unlimited and unrestricted license as a physician and surgeon in another state and who meets other specified criteria satisfies the curriculum, clinical instruction, and examination requirements for a physician and surgeon's certificate.

This bill would require that the applicant be licensed by the other state for a period of at least 4 years and would require the applicant to satisfy other criteria before the division could determine his or her compliance with the curriculum, clinical instruction, and examination requirements.

The people of the State of California do enact as follows:

SECTION 1. Section 2135.5 of the Business and Professions Code is amended to read:

2135.5. Upon review and recommendation, the Division of Licensing may determine that an applicant for a physician and surgeon's certificate has satisfied the medical curriculum requirements of Section 2089, the clinical instruction requirements of Sections 2089.5 and 2089.7, and the examination requirements of Section 2170 if the applicant meets all of the following criteria:

(a) He or she holds an unlimited and unrestricted license as a physician and surgeon in another state and has held that license continuously for a minimum of four years prior to the date of application.

(b) He or she is certified by a specialty board that is a member board of the American Board of Medical Specialties.

(c) He or she is not subject to denial of licensure under Division 1.5 (commencing with Section 475) or Article 12 (commencing with Section 2220).

(d) He or she has not graduated from a medical school that has been disapproved by the division or that does not provide a resident course of instruction.

(e) He or she has graduated from a medical school recognized by the division. If the applicant graduated from a medical school that the division recognized after the date of the applicant's graduation, the division may evaluate the applicant under its regulations.

(f) He or she has not been the subject of a disciplinary action by a medical licensing authority or of an adverse judgment or settlement resulting from the practice of medicine that, as determined by the division, constitutes a pattern of negligence or incompetence.